

IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MISSOURI
WESTERN DIVISION
JUDGMENT IN A CIVIL CASE

In the Matter of the Arbitration between)	
)	
MX, Inc.,)	
)	
Petitioner,)	
)	
and)	No. 04-1020-CV-W-SOW
)	
ZOTEC SOLUTIONS, Inc.,)	
)	
Respondent and)	
Counterclaimant,)	
)	
and)	
)	
MX, Inc., John Cobb, Lee McCarty,)	
and Jack Nichols,)	
)	
Counterclaim Respondents.)	

_____ **Jury Verdict.** This action came before the Court for a trial _____ by jury. The issues have been tried and the jury has rendered _____ its verdict.

_____ **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

_____ **X Decision by Court.** This action has come before the Court as a briefed matter and a decision has been rendered.

ORDERED that petitioner MX, Inc.'s Application to Confirm Arbitration Award (Doc. #1) is granted and the arbitration award is confirmed in all respects pursuant to 9 U.S.C. §§ 9 and 13. It is further

ORDERED that judgment shall be entered in conformity with the arbitration award and respondent Zotec is ordered to pay MX as follows:

A. The amount of \$23,000.00 for the balance of the purchase price of MX's

Equipment and Fixtures, plus interest from March 1, 2002 to October 10, 2004 in the amount of \$4,824.66, for a total of \$27,824.65;

- B. The amount of \$128,959.30 for MX's 10% share of unpaid Renewal Revenues;
- C. The amount of \$50,000.00 for MX's attorneys' fees;
- D. The amount of \$8,397.37 for MX's out-of-pocket arbitration expenses; and
- E. The sum of \$12,525.33, representing amounts previously advanced to the Association by the Claimant MX.

This results in a total judgment in the amount of \$227,706.66.

May 2, 2005
Date

P. J. Brune
Clerk
/s/ K. McIlvain
Deputy Clerk